

DEPARTMENT OF HEALTH & HUMAN SERVICES



National Institutes of Health Office of Research Services Bethesda, Maryland 20892

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June 25, 2019

Mr. Russel Neiss MuckRock News DEPT MR 76034 411A Highland Ave Somerville, MA 02144-2516

Re: FOIA No:

This acknowledges your June 24, 2019, Freedom of Information Act (FOIA) request addressed to nihfoia@mail.nih.gov, which was received in this office on June 25, 2019. Your request was forwarded to me for processing because of my responsibilities under the FOIA as the FOIA Coordinator for the Office of Research Facilities, NIH.

You requested a copy of:

- 1. All Emails sent to or from Sydney Jones (sjlla@nih.gov) from May 1, 2019 June 14, 2019 that contain any of the following keywords: "ORR", "75N99019L00007", "UAC", "Unaccompanied Alien Child"
- 2. All Emails sent to or from Sydney Jones (sjlla@nih.gov) from May 1, 2019 June 14, 2019 from or to the domain: "acf.hhs.gov"
- 3. All Emails sent to or from Pat Rice (<u>ricepa@mail.nih.gov</u>) from May 1, 2019 June 14, 2019, that contain any of the following keywords: "ORR", "75N99019L00007", "UAC", "Unaccompanied Alien Child"
- 4. All Emails sent to or from Pat Rice (<u>ricepa@mail.nih.gov</u>) from May 1, 2019 June 14, 2019, from or to the domain "acf.hhs.gov"
- 5. A copy of Contract 75N99019L00008 that was awarded by the National Institutes of Health (NIH) to Stratton securities Inc with the AWARD ID of "75N99019L00008" signed on June 14, 2019.

We will send you all material consistent with the exemptions recognized by the FOIA. It is Department of Health and Human Services (HHS) policy to expunge confidential commercial or financial information, evaluative material, and personal information such as social security numbers, individual salaries, labor rates, unexercised option year pricing and names of and identifying information about staff who are not listed as key personnel on the contract. If you feel that this information should not be excluded from the material, please write to me and I will consult with the NIH Freedom of Information Officer.

As you may be aware, Federal Law prohibits the disclosure of a technical proposal, see 41 U.S.C. § 4702, if it has not been incorporated into the final contract. If the proposal is referenced or included within the contract,

we shall ask the successful offeror to advise us whether or not release of the material would adversely affect its competitive position. After receiving such advice, this office will make a decision regarding releasability of the material. While decisions to deny the release of any information are made by the NIH Freedom of Information Officer, we often find it is possible to work out a mutually acceptable approach with the requester and contractor.

We also are searching the files of the Office of Acquisitions and the Office of Real Estate Contracting Branch for records responsive to your request. If any documents responsive to your request are located, they will be reviewed for releasability, and all releasable information will be sent to you. We will do everything possible to comply with your request in a timely manner. Please feel free to contact me at <a href="https://hollow.noble.com/hollow-noble.com/

Provisions of the FOIA allow us to recover part of the cost of complying with your request. We shall charge you for records in accordance with the Department of Health and Human Services FOIA Regulations as they apply to news media requesters; i.e., you will be charged for duplication at 10-cents per page although the first 100 pages are free; there is no charge for search or review time. If there are any fees associated with processing this request, you will be sent an invoice with our final response.

At any time during the processing of your request, you may seek assistance from the ORF-ORS FOIA Public Liaison:

Bradley Moss
ORF/ORS FOIA Public Liaison
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Building 31 Rm 4B54 MSC 2132
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301.594.6677 (phone)
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Sincerely,

Holly J. Woodson

Government Information Specialist

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Office of Research Facilities/Office of Research Services